

### **REMARKS**

Claims 1, 3-6, 9-11, 13-15, and 18-24 are currently pending. Claims 1, 11, 19, and 20 are currently amended. Accordingly, claims 1, 3-6, 9-11, 13-15, and 18-24 will remain pending after entry of this amendment.

Support for the amendments herein can be found throughout the application as originally filed. Specifically, support for the amendments to claims 1, 11, 19, and 20 can be found at least, for example, at page 25, lines 4-15 of the specification as originally filed (¶¶ [0079] and [0080] as published). No new matter is added.

### ***Double Patenting***

Claims 1, 3-6, 9-11, 13-15, and 18-20 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting over claims 1, 8, 11, 17 of U.S. Patent Application Serial No. 12/113,637.

It remains unknown what subject matter claimed and disclosed in the either the present or the cited applications will be deemed allowable. Therefore, any statement regarding this rejection made on Applicants' part would be premature. Accordingly, Applicants respectfully traverse this rejection, and request that this rejection be held in abeyance until subject matter is deemed allowable in this application.

### ***35 U.S.C. § 103(a)***

The Office Action rejects claims 1, 3-6, 9-11, 13-15, and 18-24 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,758,746 to Hunter et al. (hereinafter "Hunter") in view of U.S. Patent No. 5,890,963 to Yen (hereinafter "Yen"). Applicants respectfully traverse this rejection.

Currently amended independent device claims 1, 11, and 19 recite "an updating device for updating the points in the point storage device by adding the points converted by converting device."

Currently amended independent method claim 20 recites converting points, storing the converted points, setting a trading value for the converted points, and trading the converted points for anyone of a plurality of unique datas.

Yen discloses a game system where capital or resource (referred to as "the capital") obtained in a Diner game can be used also in a running club game. Yen, col. 12, lines 51-67. However, the capital is only earned in the Diner game. Yen is silent that the capital is earned by playing a game different from the Diner game. Namely, the capital obtained in the Diner game is only carried over to different kind of games. Even if the capital has the common trading value through games, it is apparent that the capital is earned in only one of the game.

Hunter does not teach the accumulation of points having a common trading valued *by playing multiple kinds of games*.

Therefore, even if Hunter and Yen are combined, a game system to be derived from the combination is only that a predetermined item earned in one predetermined game is carried over to a different kind of games. Neither Hunter nor Yen, alone or in combination, teaches or suggests the conception of obtaining and accumulating the points as the common trading value by playing any kind of the games.

Accordingly, Applicants respectfully request the withdrawal of the rejection of claims 1, 3-6, 9-11, 13-15, and 18-24 under 35 U.S.C. § 103(a) over Hunter in view of Yen.

### ***Conclusion***

In view of the above amendments and remarks, Applicants believe the pending application is in condition for allowance. If a telephone conversation with Applicants' representatives would be helpful to resolve any further issues and/or expedite further prosecution of the application, Applicants invite the Examiner to contact the undersigned at the telephone number listed below.

***Fee Authorization***

Applicants believe that no fees are due for the submission of this Response. If additional fees are required, the Director is authorized to charge any fees associated with this submission to our Deposit Account, No. 04-1105, Reference 86264(308246). Any overpayment should be credited to said Deposit Account.

Dated: June 1, 2010

Respectfully submitted,

Electronic signature: /Brian R. Landry/  
Peter C. Schechter

Registration No.: 31,662

Brian R. Landry

Registration No.: 62,074

EDWARDS ANGELL PALMER & DODGE LLP

P.O. Box 55874

Boston, Massachusetts 02205

(617) 239-0100

Attorneys/Agents For Applicant